

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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TIMOTHY R. DEFOGGI,	:	
	:	
Petitioner,	:	Civ. No. 21-12428 (NLH)
	:	
v.	:	<b>MEMORANDUM OPINION &amp; ORDER</b>
	:	
THOMAS GUBBIOTTI, et al.,	:	
	:	
Respondents.	:	

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APPEARANCE:

Timothy R. Defoggi  
56316-037  
Fort Dix  
Federal Correctional Institution  
Inmate Mail/Parcels  
East: P.O. Box 2000  
Fort Dix, NJ 08640

Petitioner Pro se

Philip R. Sellinger, United States Attorney  
Angela E. Juneau, Assistant U.S. Attorney  
United States Attorney's Office for the District of New Jersey  
970 Broad Street, Suite 700  
Newark, NJ 07102

Attorneys for Respondents

HILLMAN, District Judge

WHEREAS, Petitioner Timothy R. Defoggi filed a petition for writ of mandamus ordering Thomas Gubbiotti, the Associate Warden at FCI Fort Dix, to correct Petitioner's institutional records, specifically his PATTERN score. ECF No. 1. He also asks the

Court to order the Federal Bureau of Prisons ("BOP") to "perform a review of a court designated subset of PATTERN Score sheets completed at Ft Dix over the last (12) months in order to assess other abuses of discretion" and "to re-establish a lawful Administrative Remedy Process . . . ." Id. at 7.; and

WHEREAS, the Court ordered Respondent to answer the petition, see ECF No. 9; and

WHEREAS, Respondents were served on December 14, 2021, making answers due February 14, 2022, ECF No. 15; and

WHEREAS, Respondents request a 30-day extension of time "to assess Petitioner's claims and determine whether his PATTERN Risk Assessment score should be adjusted," ECF No. 16; and

WHEREAS, the BOP currently lists Petitioner's release date as July 28, 2034. Petitioner will not be prejudiced by a 30-day extension of time that may resolve some of his claims,

THEREFORE, IT IS on this 9th day of February, 2022

ORDERED that Respondents' request for an extension, ECF No. 16, shall be, and the same hereby is, granted. The response is due March 14, 2022; and it is finally

ORDERED that the Clerk shall send Petitioner a copy of this Order by regular mail.

At Camden, New Jersey

s/ Noel L. Hillman  
NOEL L. HILLMAN, U.S.D.J.